

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

FILED

SEP 12 2017

Clerk, U.S. District Court
District Of Montana
Billings

HECTOR GUILLERMO SMITH
MAC DONALD GONZALEZ,

Plaintiff,

vs.

WHITNEY MERLYNN PETERSON,

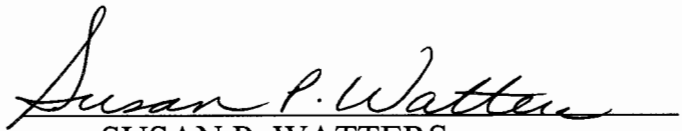
Defendant.

CV 17-34-BLG-SPW

ORDER

Before the Court are motions to admit attorneys for Defendant Whitney Peterson *pro hac vice*. (Docs. 39 and 40). On September 6, 2017, Plaintiff Hector Gonzalez voluntarily dismissed the action. (Doc. 36). As of that date, Peterson had not filed an answer or a motion for summary judgment. A plaintiff's voluntarily dismissal of an action before the opposing party has filed an answer or a motion for summary judgment has the legal effect of a court order dismissing the action without prejudice. Fed. R. Civ. P. 41(a)(1)(A-B). The motions are denied because this action was dismissed without prejudice on September 6, 2017.

DATED this 12th day of September, 2017.


SUSAN P. WATTERS
United States District Judge